

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS

TYLER DIVISION

UNITED STATES OF AMERICA                      §  
  
v.    §                      CRIMINAL ACTION NO. 6:06cr27  
  
SIMON RICARTE BALDERAS, JR., ET              §  
AL.

ORDER ADOPTING REPORT AND  
RECOMMENDATION OF UNITED STATES  
MAGISTRATE JUDGE AND PARTIAL ORDER  
OF DISMISSAL

The Report and Recommendation of the Magistrate Judge, which contains her findings, conclusions, and recommendation for the disposition of ancillary forfeiture proceedings, has been presented for consideration. The Report and Recommendation recommends that the Motion to Dismiss Petition of Glenda Thomas and Sally Whittenberger (document #803) and the Motion to Dismiss Petition of Juanita Gamez (document #847) be granted. No written objections have been filed to the Report and Recommendation. Therefore, the findings and conclusions of the Magistrate Judge are hereby adopted as those of the Court.

In light of the foregoing, it is

**ORDERED** that the Motion to Dismiss Petition of Glenda Thomas and Sally Whittenberger (document #803) and the Motion to Dismiss Petition of Juanita Gamez (document #847) are **GRANTED**.

**So ORDERED and SIGNED this 18th day of October, 2007.**

A handwritten signature in black ink, appearing to read 'Leonard Davis', is written over a horizontal line.

**LEONARD DAVIS**  
**UNITED STATES DISTRICT JUDGE**